

| MICHIGAN DEPARTMENT OF CONSUMER & INDUSTRY SERVICES<br>BUREAU OF COMMERCIAL SERVICES |                       |  |  |   |  |  |
|--|-----------------------|--|--|---|--|--|
| Date Received  | (FOR BUREAU USE ONLY) |  |  |   |  |  |
|  |                       |  |  |   |  |  |
| This registration will expire<br>10 years from the stamped<br>registration date.     |                       |  |  |   |  |  |
| MARK IDENTIFICATION NUMBER   | M                     |  |  | - |  |  |

## APPLICATION FOR REGISTRATION OF TRADEMARK/SERVICE MARK

(Please read information and instructions on last page)

*Pursuant to the provisions of Act 242, Public Acts of 1969, as amended, the undersigned executes the following Application:*

1. This Application is for the purpose of registering a: (check one)

☐

Trademark

☐

Service mark

2. The mark: (Complete only one of the following)

a) **WORDS ONLY:**

If the mark is only words, the words in the mark are: (Include type style if it is an inherent part of the mark)

b) **DESIGN ONLY:**

If the mark is a design only, describe the design: (Include colors if they are an inherent part of the mark)

c) **WORDS AND DESIGN:**

Describe the design and list the words in the mark: (Include color and type style if they are an inherent part of the mark)

**Please note:** Complete either Item 3 **or** Item 4. Designate only one mark and one classification code per application.

### Trademarks only

3. a) List the goods in connection with which the mark is used.

b) The mode or manner in which the trademark is used in connection with the goods.

c) Numerical classification of goods: \_\_\_\_\_

**Service marks only**

4. a) List the services in connection with which the mark is used.

b) The mode or manner in which the mark is used in connection with the services.

c) Numerical classification of services: \_\_\_\_\_

5. a) The mark was first used in Michigan by the applicant, or a predecessor, in \_\_\_\_\_  
on \_\_\_\_\_ (city)  
(month / day / year)

b) The mark was first used in the United States by the applicant, or a predecessor, in \_\_\_\_\_ (city)  
\_\_\_\_\_ on \_\_\_\_\_  
(state) (month / day / year)

6. a) The name of the individual or other entity applying for the registration is:

b) The business name of the applicant, if different than 6(a):

c) The business address of the applicant is:

7. a) The applicant is a: (check one)

☐ Corporation ☐ Partnership ☐ Individual ☐ Limited Liability Company ☐ Other

b) If a corporation, the state where incorporated: \_\_\_\_\_

8. Two copies, photographs, facsimiles or specimens of the mark, as actually in use must accompany this Application. The sample should be 8.5 x 11 inches or smaller so it may be scanned to optical disk media.

State of \_\_\_\_\_  
County of \_\_\_\_\_ } ss

I, being first sworn, hereby depose and say that I have read the above application, including any attached papers, and the facts set out therein are true; the applicant is the owner of the mark and none other has the right to use the mark in Michigan either in the identical form or in a form which so nearly resembles the mark as to be likely to deceive or to be mistaken for the mark; the specimens of the mark as filed herewith are true and correct. FURTHER, the Bureau of Commercial Services, Michigan Department of Consumer & Industry Services, is hereby appointed as the applicant's agent for service of process only in actions relating to the registration or the application for registration of this mark.

|           |                    |                     |
|-----------|--------------------|---------------------|
| Signature | Type or Print Name | Type or Print Title |
|-----------|--------------------|---------------------|

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(Signature of Notary)

\_\_\_\_\_  
(Type or Print Name of Notary)

Notary Public for \_\_\_\_\_ County,

State of \_\_\_\_\_

(Notary Seal)

My Commission expires \_\_\_\_\_

Preparer's name \_\_\_\_\_

Business telephone number \_\_\_\_\_

## INFORMATION AND INSTRUCTIONS

1. This application must be used to register a Trademark/Service Mark. A document required or permitted to be filed under this act cannot be filed unless it contains the minimum information required by the act. This is a legal document and agency staff cannot provide legal advice.
2. Submit one original of this document. Upon filing, a Certificate of Registration will be mailed to the applicant or his/her representative to the address provided on this Application.

Since this application will be maintained on electronic format, it is important that the filing be legible. Documents with poor black and white contrast, or otherwise illegible, will be rejected.

3. This Application is to be used pursuant to Section 3(1) of Act 242, P.A. of 1969 for the purpose of registering a trademark or service mark. A trademark is any word, name, symbol, or device, or any combination thereof, other than a trade name in its entirety, adopted and used by a person to identify goods made or sold by him or her and to distinguish them from similar goods made or sold by others. Similarly, a service mark is a mark used by a person in the sale or advertising of services to identify his or her services and distinguish them from the similar services of others. The term person, as used above, means an individual, firm, partnership, corporation, association, union, or other organization. A mark is not registrable until it has actually been adopted and used in Michigan. The registration is effective for ten years and is renewable for successive terms of 10 years upon the filing of an application for renewal, on a form provided by the Bureau, within six months prior to the expiration date.
4. The Department of Consumer & Industry Services, Bureau of Commercial Services is appointed as the applicant's agent for service of process in actions relating to the registration or application for registration if: (1) the applicant is or becomes a nonresident individual, partnership or association, (2) the applicant is or becomes a foreign corporation or limited liability company without a certificate of authority to transact business in Michigan, or (3) the applicant cannot be found in Michigan.
5. Item 2 - Complete section (a), (b) or (c) depending on the type of mark that is being registered.
6. **Trademarks only:**  
Item 3(a) - List the good(s) on which the mark is used.  
Item 3(b) - List how the mark is used on the good(s) i.e. tag, label, etc.  
Item 3(c) - List the classification of the good, but be aware that only one classification can be designated per application.  
A list of the classification codes can be found on the back of this Application.
7. **Service marks only:**  
Item 4(a) - List the service(s) in connection with which the mark is used.  
Item 4(b) - List how the mark is used i.e. in advertising, signs, letterhead, etc.  
Item 4(c) - List the classification of the good, but be aware that only one classification can be designated per application.  
A list of the classification codes can be found on the back of this Application.
8. Item 5 - A trademark is considered "used in Michigan" when affixed to the product, container, tags or labels and sold in Michigan. For services, the mark must be used or displayed in this state in the sale or advertising of services rendered in Michigan.
9. Item 8 - **Two copies, photographs, facsimiles or specimens of the mark, as actually in use must accompany this Application. The sample should be 8.5 x 11 inches or smaller so it may be maintained on electronic format.**
10. This Application must be signed by:  
**Individual** - by the applicant  
**Corporation** - by an authorized officer or agent.  
**Limited Liability Company** - by a manager if management is vested in one or more managers or by a member if management is reserved for members.  
**Partnership** - by a partner.
11. **NONREFUNDABLE FEE:** Make remittance payable to the State of Michigan ..... **\$50.00**

To submit by mail:

Michigan Department of Consumer & Industry Services  
Bureau of Commercial Services  
Corporation Division  
7150 Harris Drive  
P.O. Box 30054  
Lansing, MI 48909

To submit in person:

6546 Mercantile Way  
Lansing, MI  
Telephone: (517) 241-6400

Fees may be paid by VISA or Mastercard when delivered in person to our office.

## TRADEMARK UNIFORM CLASSIFICATION OF GOODS

- |   |  |
|---|--|
| 1. Raw or partly prepared materials                       | 27. Horological instruments                                  |
| 2. Receptacles  | 28. Jewelry and precious-metal ware                          |
| 3. Baggage, animal equipments, portfolios and pocketbooks | 29. Brooms, brushes and dusters                              |
| 4. Abrasives and polishing materials                      | 30. Crockery, earthenware and porcelain                      |
| 5. Adhesives  | 31. Filters and refrigerators                                |
| 6. Chemicals and chemical compositions                    | 32. Furniture and upholstery                                 |
| 7. Cordage  | 33. Glassware  |
| 8. Smokers' articles, not including tobacco products      | 34. Heating, lighting and ventilating apparatus              |
| 9. Explosives, firearms, equipments and projectiles       | 35. Belting, hose, machinery packing, and non-metallic tires |
| 10. Fertilizers   | 36. Musical instruments and supplies                         |
| 11. Inks and inking materials                             | 37. Paper and stationery                                     |
| 12. Construction materials                                | 38. Prints and publications                                  |
| 13. Hardware and plumbing and steam fitting supplies      | 39. Clothing   |
| 14. Metals and metal castings and forgings                | 40. Fancy goods, furnishings and notions                     |
| 15. Oils and greases                                      | 41. Canes, parasols and umbrellas                            |
| 16. Paints and painters' materials                        | 42. Knitted, netted and textile                              |
| 17. Tobacco products                                      | 43. Thread and yarn  |
| 18. Medicines and pharmaceutical preparations             | 44. Dental, medical and surgical appliances                  |
| 19. Vehicles  | 45. Soft drinks and carbonated waters                        |
| 20. Linoleum and oiled cloth                              | 46. Foods and ingredients of foods                           |
| 21. Electrical apparatus, machines and supplies           | 47. Wines  |
| 22. Games, toys and sporting goods                        | 48. Malt beverages and liquors                               |
| 23. Cutlery, machinery and tools, and parts thereof       | 49. Distilled alcoholic liquors                              |
| 24. Laundry appliances and machines                       | 50. Merchandise not otherwise classified                     |
| 25. Locks and safes                                       | 51. Cosmetics and toilet preparations                        |
| 26. Measuring and scientific appliances                   | 52. Detergents and soaps                                     |

## SERVICE MARK UNIFORM CLASSIFICATION OF SERVICES

- 100. Miscellaneous
- 101. Advertising and business
- 102. Insurance and financial
- 103. Construction and repair
- 104. Communication
- 105. Transportation and storage
- 106. Material treatment
- 107. Education and entertainment

The Department of Consumer & Industry Services will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, political beliefs or disability. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.